

DECLARATION

IN ORIGINAL APPLICATION

Attorney Docket No.

Z43.12-0002

SPECIFICATION AND INVENTORSHIP IDENTIFICATION

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and joint inventor of the subject matter which is claimed, and for which a patent is sought, on the invention entitled DEVICE AND METHOD FOR TREATMENT OF GASTROESOPHAGEAL REFLUX DISEASE the specification of which,

(check one) X is attached hereto.

 was filed on as Appln. Serial No. .

 and was amended on .

 was described and claimed in PCT International Application

No. filed on and as amended under PCT Article 19 on .

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is known to me to be material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

PRIORITY CLAIM (35 USC § 119)

I claim priority benefits under Title 35, United States Code, § 119 of any application(s) for patent or inventor's certificate listed below and have also identified below any application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Application(s)

Number	Country	Day/Month/Year Filed	Priority Claimed
<u> </u>	<u> </u>	<u> </u>	Yes <u> </u> No <u> </u>
<u> </u>	<u> </u>	<u> </u>	Yes <u> </u> No <u> </u>

PRIORITY CLAIM (35 USC § 120)

I claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below. Insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35 United States Code § 112, I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability

as defined in Title 37 Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Appln. Ser. No.	U.S. Serial No. (if any under PCT)	Filing Date	Status
_____	_____	_____	_____
_____	_____	_____	_____

DECLARATION

I declare that all statements made herein that are of my own knowledge are true and that all statements that are made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

DESIGNATION OF CORRESPONDENCE ADDRESS

Please address all correspondence and telephone calls to David R. Fairbairn in care of:

KINNEY & LANGE, P.A.
Suite 1500
625 Fourth Avenue South
Minneapolis, Minnesota 55415-1659
Phone: (612) 339-1863 Fax: (612) 339-6580

Inventor: 
(Signature)

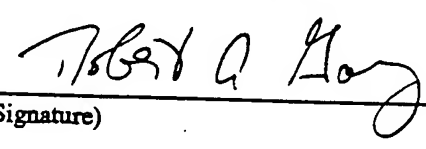
Date: 11/7/76

Inventor: Brian D. Zefickson, M.D.
(Printed Name)

Residence: Minneapolis, MN

Citizenship: U.S.A.

P.O. Address: 2764 Drew Avenue South, Minneapolis, MN 55416

Inventor: 
(Signature)

Date: 11/3/96

Inventor: Robert A. Ganz, M.D.
(Printed Name)

Residence: Minneapolis, MN

Citizenship: U.S.A.

P.O. Address: 1431 Lakeview, Minneapolis, MN 55416

POWER OF ATTORNEY

Attorney Docket No.

Z43.12-0002

Inventor(s): Brian D. Zelickson, M.D. and Robert A. Ganz, M.D.

Title: DEVICE AND METHOD FOR TREATMENT OF GASTROESOPHAGEAL REFLUX DISEASE

In the patent application:

X identified above (and submitted to the Patent and Trademark Office herewith).

— filed on _____ as application Serial No. _____.

I appoint the following attorneys and agents to prosecute the patent application identified above and to transact all business in the Patent and Trademark Office connected therewith, including full power of association, substitution and revocation:

Robert M. Angus	Reg. No. 24,383	Paul P. Kempf	Reg. No. 39,727
Michael R. Binzak	Reg. No. 38,081	Theodore M. Magee	Reg. No. 39,758
Michael A. Bondi	Reg. No. 39,616	Matthew B. McNutt	Reg. No. 39,766
Gena M. Chapman	Reg. No. 39,627	Theodore F. Neils	Reg. No. 26,316
Timothy A. Czaja	Reg. No. 39,649	Todd A. Rathe	Reg. No. 38,276
David R. Fairbairn	Reg. No. 26,047	Z. Peter Sawicki	Reg. No. 30,214
Philip F. Fox	Reg. No. 38,142	Jeffrey D. Shewchuk	Reg. No. 37,235
Paul S. Grunzweig	Reg. No. 37,143	John M. Weyrauch	Reg. No. 37,258
Jeff A. Holmen	Reg. No. 38,492	James L. Young	Reg. N . 30,514

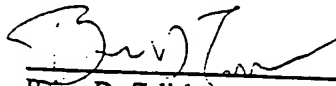
I ratify all prior actions taken by Kinney & Lange, P.A. or the attorneys and agents mentioned above in connection with the prosecution of the above-mentioned patent application.

I authorize Kinney & Lange, P.A. to mark the appropriate space above and to insert the filing date and Serial No. of the application, as appropriate.

Please address all correspondence and telephone calls to David R. Fairbairn in care of:

KINNEY & LANGE, P.A.
Suite 1500
625 Fourth Avenue South
Minneapolis, Minnesota 55415-1659
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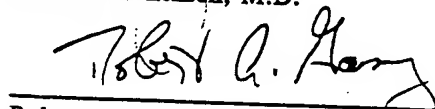
Signature:


Brian D. Zelickson, M.D.

Dated:

11/7/96

Signature:


Robert A. Ganz, M.D.

Dated:

11/3/96

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Zelickson, et al.

Attorney Docket No.: 2370.02US01

Application No.: 08/749,723

Examiner: R. Gibson

Filed: November 15, 1996

Group Art Unit: 3736

For: DEVICE AND METHOD FOR TREATMENT OF GASTROESOPHAGEAL
REFLUX DISEASE

SUBSTITUTION OF ATTORNEY

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

I hereby appoint the following attorneys/agents to prosecute the above-identified application and to transact all business in the U.S. Patent and Trademark Office connected therewith:

James H. Patterson (30,673), Steven J. Keough (33,190), John F. Thuente (29,595), William M. Hienz III (37,069), William L. Alexander (37,269), Girma Wolde-Michael (36,724), Kimberly K. Baxter (40,504), Paul S. Grunzweig (37,143), Eric H. Chadwick (41,664), Randall T. Skaar (42,151), and Douglas J. Christensen (35,480).

Address all telephone calls to: Steven J. Keough (612/349-5742).

Address all correspondence to: Steven J. Keough, Patterson & Keough, P.A., 4800 IDS Center, 80 South 8th Street, Minneapolis, Minnesota 55402-2100.

Please reference Attorney Docket No. 2370.02US01 on all correspondence.

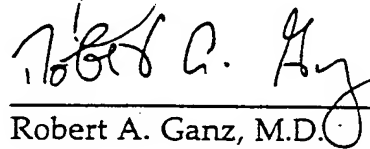
Additionally, please charge any future fees to Deposit Account No. 16-0631.

All previous powers of attorney granted in this case are hereby
revoked.

Date: 6-21-99


Brian D. Zelickson, M.D.

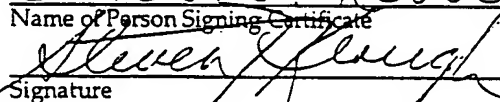
Date: 7/9/99


Robert A. Ganz, M.D.

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on

9 AUGUST 1999
Date of Deposit

STEVEN J. KEOUGH
Name of Person Signing Certificate

Signature